



UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No. MBHB00-801-F 400/003)

PATENT

TECH CENTER 1600/2900  
FEB 10 2003

RECEIVED

IN THE APPLICATION OF:

Blatt et al.

Serial No. 09/740,332

Filed: December 18, 2000

Title ENZYMATIC NUCLEIC ACID  
TREATMENT OF DISEASES OR  
CONDITIONS RELATED TO HEPATITIS  
C VIRUS INFECTION

Examiner: To be Assigned

Group Art Unit: 1632

Confirmation No.: 4581

#13/SUPPL  
I.D.S.

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Pursuant to the duty of disclosure provided by 35 C.F.R. § 1.56 and §§ 1.97-98, the applicants wish to make the following references cited in the International Search Report of record in the above-identified application. This application is a continuation-in-part of USSN 09/611,931 filed July 7, 2000, which is a continuation-in-part of USSN 09/504,231 filed February 15, 2000, which is a continuation-in-part of USSN 09/274,553 filed March 22, 1999 and USSN 09/257,608 filed February 24, 1999 and is relied upon for an earlier filing date under 35 U.S.C. §120. In accordance with Rule 37 C.F.R. §1.98(d), only copies of the references not previously cited and submitted to the Patent and Trademark Office with the prior applications USSN 09/611,931, 09/504,231, and 09/274,553 are enclosed for the convenience of the Examiner (document

numbers marked with "\*" are not enclosed). The cited International Search Report was issued in the corresponding PCT application. All references cited within the International Search Report are of record in this application. In accordance with Rule 37 CFR §1.98(d), only copies of references not previously cited and submitted to the Patent and Trademark Office are enclosed for the convenience of the Examiner (document numbers marked with "\*" are not enclosed). Copies are also listed in the PTO-1449 form enclosed herewith. It is requested that the documents be given careful consideration and that they be cited of record in the prosecution history of the present application so that they will appear on the face of the patent issuing from the present application.

In the judgment of the undersigned, portions of the references may be material to the examination of the pending claims, however no such admission is intended. 37 C.F.R. 1.97 (h). The references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative importance of any portion of the references. This Statement is not a representation that the cited references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. sections 102 or 103.

### **CITED REFERENCES**

#### **U.S. Patent Documents**

<b><u>Ref. Des.</u></b>	<b><u>Document Number</u></b>	<b><u>Date</u></b>	<b><u>Name</u></b>
*	5,817,638	10/06/1998	Hostetler et al.
*	5,856,459	01/05/1999	Frank et al.
*	5,980,886	11/09/1999	Kay et al.

**Other Documents (Including Author, Title, Date Pertinent Pages, Etc.)**

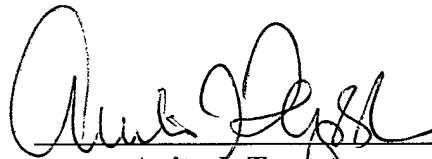
- 1 International Search Report from PCT/US02/09187.
- \* Chen et al., Regulation of hepatitis B virus ENI enhancer activity by hepatocyte-enriched transcription factor HNF3," Virology 205:127-132 (1994).

Respectfully submitted,

**McDonnell Boehnen Hulbert & Berghoff**

Date: January 29, 2003

By:



**Anita J. Terpstra**  
**Reg. No. 47,132**

Form PTO-1449 (modified)

FEB 06 2003

Atty. Docket No.  
MBHB00-801-F  
(RPI 400/003)Serial N.  
09/740,332

List of Patents and Publications for Applicant's

SUPPLEMENTAL INFORMATION DISCLOSURE  
STATEMENT

(Use several sheets if necessary)

Applicant  
Blatt et al.Filing Date:  
December 18, 2000Group:  
1632U.S. Patent Documents  
See Page 1Foreign Patent Documents  
See Page 1Other Art  
See Page 1

## U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	*	5,817,638	10/06/1998	Hostetler et al.			
	*	5,856,459	01/05/1999	Frank et al.			
	*	5,980,886	11/09/1999	Kay et al.			

## U.S. Patent Applications

Exam. Init.	Ref. Des.	Application Number	Filing Date	Name			

## Foreign Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Country	Class	Sub Class	Translation Yes/No

## Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	1	International Search Report from PCT/US02/09187.
	*	Chen et al., Regulation of hepatitis B virus ENI enhancer activity by hepatocyte-enriched transcription factor HNF3," <u>Virology</u> 205:127-132 (1994).

EXAMINER:

DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

INFORMATION DISCLOSURE STATEMENT — PTO-1449 (MODIFIED)

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